

SEP 22 2003

Practitioner's Docket No. 412479 [as amended]

PATENT

IN THE UNITED STATES PATENT OFFICE

In re application of: Robinson, Arthur E.

Application No.: 10/648,576                          Group No.: Unknown  
Filed: 26 August 2003                                  Examiner: Unknown

For: **WEARABLE BUDDY AUDIO SYSTEM**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

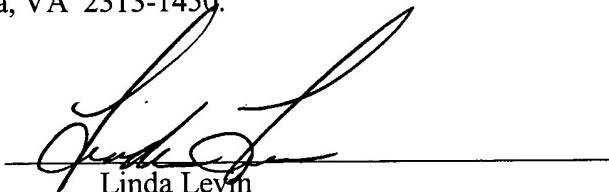
**CERTIFICATE OF MAILING**

Date of Deposit: 16 September 2003

I hereby state that the following *attached* papers

1. Transmittal Form SB-21 (1 page);
2. Information Disclosure Statement (1 page);
3. Substitute for Form 1449A/PTO, modified (2 pages)
4. Copies of 38 cited references;
5. Certificate of Mailing (1 page), and
6. Return Postcard (1)

are being deposited with the United States Postal Service as First Class mail under 37 CFR 1.8, on the date indicated above and in an envelope, with sufficient postage, addressed to: Commissioner for Patents, P.O.Box 1450, Alexandria, VA 2313-1450.



Linda Levin

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# TRANSMITTAL FORM

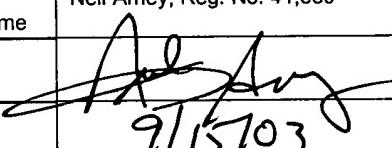
(to be used for all correspondence after initial filing)

TRANSMITTAL FORM  (to be used for all correspondence after initial filing)	Application Number	10/648,576	
	Filing Date	26 August 2003	
	First Named Inventor	Arthur E. Robinson	
	Art Unit	Unknown	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	5 + 38 references	Attorney Docket Number	412479 [as amended]

## ENCLOSURES (check all that apply)

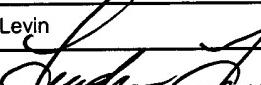
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  Copies of 38 cited references; Certificate of Mailing, and Return Postcard
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<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Neil Arney, Reg. No. 41,589
Signature	
Date	9/15/03

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Signature	
Date	9/14/03

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SEP 22 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

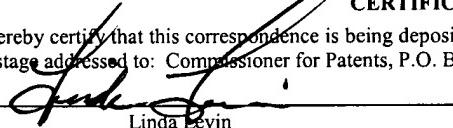
In re application of: Arthur E. Robinson  
 Application No.: 10/648,576  
 Filed: 26 August 2003

Group No.: Unknown  
 Examiner: Unknown

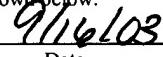
For: **WEARABLE BUDDY AUDIO SYSTEM**

**CERTIFICATE OF MAILING UNDER 37 CFR § 1.8**

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Linda Levin



Date

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**Alexandria, VA 22313-1450**

**INFORMATION DISCLOSURE STATEMENT TRANSMITTAL**  
**FILED UNDER 37 C.F.R. § 1.97(B)**

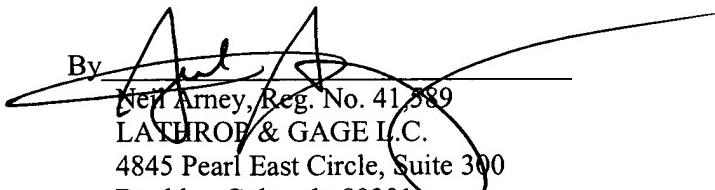
Pursuant to 37 C.F.R. §§§ 1.56, 1.97(b) and 1.98, Applicant hereby submits an Information Disclosure Statement Form PTO-1449 (modified) along with copies of all references cited therein.

Applicant submits that the cited references, taken alone or in combination, neither anticipate nor render obvious the present invention. The submission of this IDS is not an admission of prior art. Rather, this IDS fulfills Applicants' duty of disclosure of patents and publications related to the invention pursuant to MPEP 2004: "(T)he question of relevancy in close cases, should be left to the examiner and not the applicant." Consideration of the foregoing in relation to this application is respectfully requested.

Applicant believes no fees are currently due. However, should any additional fees be required in connection with the filing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge said fees to Deposit Account No. 12-0600.

Respectfully submitted,

Date: 9/15/03

By   
 Neil Arney, Reg. No. 41,589  
 LATHROP & GAGE L.L.C.  
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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	2	Attorney Docket Number	412479
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### U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
	1	US- 5,771,441	06/23/1998	Altstatt	
	2	US-5,721,783	02/24/1998	Anderson	
	3	US-6,122,383	09/19/2000	Berge	
	4	US- 5,617,477	04/01/1997	Boyden	
	5	US- 5,680,465	10/21/1997	Boyden	
	6	US- 5,815,579	09/29/1998	Boyden	
	7	US- 5,953,434	09/04/1999	Boyden	
	8	US- 6,301,367	10/09/2001	Boyden et al.	
	9	US- 5,864,626	01/26/1999	Braun et al.	
	10	US- 6,337,913	01/08/2002	Chang	
	11	US- 5,602,669	02/11/1997	Chaki	
	12	US- 5,375,174	12/20/1994	Denenberg	
	13	US- 6,104,816	08/15/2000	Downs, Jr. et al.	
	14	US- 6,256,303	07/03/2001	Drakoulis et al.	
	15	US- 5,483,367	01/09/1996	Han	
	16	US- 5,960,090	09/28/1999	Harrison et al.	
	17	US- 6,118,882	09/12/2000	Haynes	
	18	US- 4,689,822	08/25/1987	Houng	
	19	US- 4,685,133	08/04/1987	Iggulden	
	20	US- D439,574	03/27/2001	Katayama	
	21	US- 6,278,786	08/21/2001	McIntosh	
	22	US- 6,212,282	04/03/2001	Mershon	
	23	US- 6,028,885	02/22/2000	Minarik et al.	
	24	US- 6,233,343	05/15/2001	Muranami et al.	

### FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Sheet	2	of	2	Attorney Docket Number	412479
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		Number - Kind Code <sup>2</sup> (if known)			
	25	US-5,557,653	09/17/1996	Paterson et al.	
	26	US- 6,252,970	06/26/2001	Poon et al.	
	27	US- 6,078,672	06/20/2000	Saunders et al.	
	28	US -5,812,678	09/22/1998	Scalise et al.	
	29	US- 5,673,323	09/30/1997	Schotz et al.	
	30	US- 5,581,617	12/03/1996	Schotz et al.	
	31	US- 5,946,343	08/31/1999	Schotz et al.	
	32	US- 6,091,832	07/18/2000	Shurman et al.	
	33	US- 6,311,155	10/30/2001	Vaudrey et al.	
	34	US- 5,606,743	02/25/1997	Vogt et al.	
	35	US- 5,715,323	02/03/1998	Walker	
	36	US- 6,263,085	07/17/2001	Weffer	
	37	US- 5,988,812	11/23/1999	Wingate	
	38	US- D453,015	01/22/2002	Yuyama	
	US-				

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